The Honorable Robert J. Bryan 1 2 3 4 5 6 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 7 AT TACOMA 8 UGOCHUKWU GOODLUCK 9 NWAUZOR, FERNANDO AGUIRRE-No. 17-cv-05769-RJB URBINA, individually and on behalf of all 10 those similarly situated, DECLARATION OF JAMAL N. WHITEHEAD IN SUPPORT OF 11 Plaintiffs, PLAINTIFFS' OPPOSITION TO **DEFENDANT'S MOTION TO** 12 EXCLUDE EXPERT TESTIMONY v. 13 OF DR. JEFFREY MUNSON THE GEO GROUP, INC., a Florida 14 corporation, 15 Defendant. 16 17 I, JAMAL N. WHITEHEAD, declare as follows: 18 1. I am over the age of eighteen, competent to testify in this matter, and do so 19 based on personal knowledge. 20 2. Plaintiff's expert, Dr. Jeffrey Munson, has performed damages calculations in 21 wage and hour class actions based upon voluminous payroll, timekeeping, and similar data 22 produced by defendant employers; and performed damages calculations in approximately forty 23 24 different wage cases; and has testified at trial in wage cases at least five times in the last five 25 years. 26

3.	After the expert report deadline, GEO produced banking data showing the
amounts paid	to individual detainee workers for their work in the VWP. Dr. Munson has
analyzed this	data and anticipates supplementing his report to refine his aggregate damages
calculations ar	nd to determine individual damages owed to the Class Members.

- 4. I attach as Exhibit 1 true and correct copies of excerpts from the deposition of Dr. Jeffrey Munson, taken December 12, 2019.
- 5. I attach as Exhibit 2 true and correct copies of excerpts from the deposition of Michael Heye, taken December 4, 2019.
- 6. I attach as Exhibit 3 true and correct copies of excerpts from the deposition of Defendant's FRCP 30(b)(6) representative, Bruce Scott, taken December 10, 2019.
- 7. I attach as Exhibit 4 a true and correct copy of excerpts from Defendant's rebuttal expert report of Serena Morones, dated October 31, 2019. Defendant designated the report as "Highly Confidential Outside Attorneys' Eyes Only," but the parties met and conferred today, and GEO agreed to a redacted filing of excerpted pages 8, 12, and 13, excluding "all numbers/figures on each page."

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

DATED at Seattle, Washington this 13th day of January, 2020.

s/ Jamal N. Whitehead
JAMAL N. WHITEHEAD, WSBA #39818

CERTIFICATE OF SERVICE 1 2 I hereby certify that on January 13, 2020, I electronically filed the foregoing, together with its supporting pleadings and attachments thereto, with the Clerk of the Court using the 3 CM/ECF system, which will send notification of such filing to the following: 4 Devin T. Theriot-Orr R. Andrew Free OPEN SKY LAW, PLLC THE LAW OFFICE OF R. ANDREW FREE 5 20415 – 72nd Avenue South, Suite 110 PO Box 90568 6 Kent, WA 98032 Nashville, TN 37209 devin@opensky.law andrew@immigrantcivilrights.com 7 Attorney for Plaintiff Attorney for Plaintiff 8 Meena Menter Joan K. Mell 9 MENTER IMMIGRATION LAW PLLC III BRANCHES LAW. PLLC 1019 Regents Boulevard, Suite 204 8201 – 164th Avenue NE, Suite 200 10 Fircrest, WA 98466 Redmond, WA 98052 meena@meenamenter.com joan@3ebrancheslaw.com 11 Attorney for Plaintiff Attorney for Defendant 12 Colin L. Barnacle Christopher M. Lynch Ashley E. Calhoun US DEPARTMENT OF JUSTICE 13 Christopher J. Eby Civil Division, Federal Programs Branch 14 Adrienne Scheffey 1100 "L" Street NW Allison N. Angel Washington, D.C. 20005 15 AKERMAN LLP christopher.m.lynch@usdoj.gov 1900 Sixteenth Street, Suite 1700 Attorneys for Interested Party 16 Denver, CO 80202 17 colin.barnacle@akerman.com ashley.calhoun@akerman.com 18 christopher.eby@akerman.com allison.angel@akerman.com 19 adrienne.scheffey@akerman.com Attorneys for Defendant 20 21 DATED at Seattle, Washington this 13th day of January, 2020. 22 s/ Virginia Mendoza VIRGINIA MENDOZA, Legal Assistant 23 Schroeter Goldmark & Bender 810 Third Avenue, Suite 500 24 Seattle, WA 98104 25 Tel: (206) 622-8000 mendoza@sgb-law.com 26

WHITEHEAD DECL. IN SUPPORT OF PLTFS.' OPP. TO DEF.'S MOT. TO EXCLUDE MUNSON (17-cv-05769-RJB) – 3

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